



County Commission Report

Heber Requests Councilman on

With the support of the Heber City Council, Mayor Gordon Mendenhall last week submitted to the Wasatch County Commission the name of Councilman Bob Morris to replace Dr. Rex Whiting on the Heber Valley Sewage Disposal Special Service District Board. Whiting's term expired last month.

If the Commission approves the recommendation there will be three Heber Councilman on the Board. Councilmen Scott Wright and Keith Jacobson presently sit on the Board. Whiting was appointed by the Commission, but recommended by Heber. According to past procedures, the person chosen for the seat in question is to be an at-large member, recommended by the City and appointed by the County.

The City Council authorized Mendenhall to request that a Councilman, who is elected to represent the public, should be on the Board, rather than a private citizen who is not necessarily accountable to the public. Mendenhall said he could find no

He further stated that question is to represent County and is not necessarily a Heber City resident. agreement," he said.

Chairman Moroni B said the Commissioners to read all the official documents and consult Attorney before making on the matter.

Metro Utah

Besendorfer as Commissioners whether County should cor participate in the M economic deve organization, Commission Provost said he didn't was much advantage to Commissioner Pete recommended that the County's economic de committee for recommendation before decision.

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25 Jan 1989

Sewer Board Decides To Discuss Mayflower Contract One More Time

1-25-89

The Heber Valley Sewage Disposal Special Service District Board plans to meet one more time to discuss and hopefully finalize its pending contract with the developers of the Mayflower Recreational Community, seven miles north of Heber City.

Discussions between the Board and the developers last week were congenial and both sides expressed optimism that they had agreed to terms. Near the end of the meeting, Midway Mayor Gene Probst, Chairman of the Board, said, "Maybe we can get this [contract] signed and sealed within the next 30 days."

Both sides agree that an inflationary clause should be added to the contract. Mayflower has agreed to a \$1.4 million impact fee plus a \$1.4 million expansion fee. The Board wants to be sure that when a fee is added to the system because

it had put an escalation clause into the contract that would compensate for inflation, but that the Board had objected to it. Midway Mayor Gene Probst, Chairman of the Board, said he had not objected.

Smedley proposed a limited but renewable contract that could be renegotiated at the time it expires. He objected to Mayflower having first right of refusal for the treatment plant's capacity, without binding the contract with any money.

"The whole world would like first right of refusal, at someone else's expense," he said.

He said Mayflower continually skirts the time issue. He assured Smay and Bogerd that the District wants to cooperate and asked what

they would consider a reasonable time limit.

Smay admitted Mayflower had to skirt the issue because it was impossible to set a date when construction would begin and, until it can be set, the financing is not in place. Therefore, Mayflower doesn't have the first \$1.4 million it has agreed to pay.

On the other hand, he explained, Mayflower needs a commitment from the District in order to get and keep the interest of the potential investors. He said the developers have to be able to show investors they can get services and put the project together. He said even though there would be the potential of losing out to another developer, the 90-day notice clause is included,

Mayflower could take steps to preserve its option, difficult as it might be. That would give Mayflower enough control to satisfy investors.

Then he pointed out that an open-ended contract would bind Mayflower to connecting to the Heber Valley system, even if a better deal were to come along. However, the contract draft presently being considered states: "This agreement shall terminate and be of no further force and effect if Mayflower notifies Heber Valley, prior to commencement of construction of the Resort, that service will not be required."

Bogerd said Mayflower had already paid \$250,000 for the recent

Continued on Page 3A

Additional 868 units, Mayflower's fee will be enough to cover the costs.

A basic stumbling block, discussed in detail, was whether or not there should be a time limit on Mayflower's reservation to hook onto the sewage collection system.

Aric Bogerd, the developer, and Craig Smay, his attorney, argued that their option should be open-ended. They proposed that if another development requests service which would include capacity reserved for Mayflower, the District should give Mayflower 90 days to pay its impact fee or lose its option. They said the District had nothing to lose with such an agreement.

However, Jim Smedley, attorney for the District, objected that not having a time limit would bind the District to the agreed-upon fees, no matter what effect inflation might have, giving Mayflower control. He said this point had been discussed but never resolved since negotiations began some six years ago. He also said that whether or not to insist on a time limit was a business decision and up to the District to decide, rather than a legal decision.

Smay said that at one point he

Sewer Board... 1-25-89

Continued from Page 1A investigation and report on the tailings ponds at the resort site. He said that large an investment was "not for nothing."

Heber City Councilman Scott Wright, a member of the Board, said that when Mayflower buys into the system it will help relieve the financial burden on the other users. The sooner Mayflower puts up its money, the sooner the relief, and the sooner the cost would go down for others who join the system. Therefore, the time factor is important to the District, he said.

Smedley said Wright's point was "well-taken" because \$1.4 million would not likely be worth as much to the District in ten or fifteen years as it would be in five years. Therefore, he requested an inflationary clause, which Smay agreed should be included.

However, Smay said that, on the other hand, a depreciated item costs

less, inferring that capacity in the system would be worth less as time passes. He said that would have to be accounted for in the inflationary clause. But Smedley assured him the sewage treatment plant would never become obsolete and depreciation does not apply in this case.

In an attempt to pin down Smay and Bogerd to at least a guess about when construction would begin, Smedley asked them to pretend they were doing something like guessing the scores on the Super Bowl and, in that context, to make their best guess about when construction will actually begin.

Bogerd said he would guess three years, if the tailings problem can be resolved speedily and things generally go smoothly.

Smay said he would guess between three and six years.

1-30-89
**Official
nominated
to board**

By SONNI SCHWINN

Heber City Correspondent

HEBER CITY — Heber Councilman Bob Morris has been nominated to replace Dr. Rex Whiting on the Heber Valley Sewage Disposal Special Service District Board. Whiting's term expired last month.

If the Juab County Commission approves the recommendation there will be three Heber councilmen on the board. Councilmen Scott Wright and Keith Jacobson presently sit on the board. Whiting was appointed by the commission, but recommended by Heber.

Mayor Gordon Mendenhall said that according to past procedures, the person chosen for the seat in question is to be an at-large member, recommended by the city and appointed by the county.

The city council authorized Mendenhall to request that its third representative be a councilman who is elected to represent the public, rather than a private citizen who is not necessarily accountable to the public. Mendenhall said he could find no documentation stating that a third Heber Councilman could not serve on the board.

Mendenhall, who is the secretary of the board, reviewed the history of the district organization and board, exhibiting documents dating back to 1974. He pointed out that Midway, Charleston and the county are each represented by one board member and said Heber City had insisted on three representatives from the beginning. He said Heber uses the largest share of the capacity of the sewage treatment plant and, therefore was entitled to three representatives. He presented several documents which would show the makeup of the board in but said none had been in by the participating citizens. 120 county.

Bulky Waste Landfill Site Selected

10-18-89

A landfill site has been selected for bulky waste only, like construction materials, fencing, metals, furniture and appliances, Wasatch County Commission Laren Provost announced Monday. He said a few details must be taken care of before the landfill is opened, but he didn't think it would take more than a few weeks.

The site is at about 2000 South on the north side of U.S. 40, where there is already a hole used mainly for junk automobiles. Provost said because it is within 1,000 feet of the highway, the Utah Department of Transportation has jurisdiction over the site, and may require rezoning the land from commercial to industrial. He said there also may be other requirements, like a sight-obscuring fence.

He said the landfill will be guarded, probably 10 hours a day,

six days a week, to prevent disposal of putrid, toxic, or other illegal waste, and the dumped material will be continually covered with dirt. Private County citizens may use the landfill free-of-charge, but commercial users, like construction companies, will be required to pay a fee.

Wallsburg

Emergency Garage

The County Commissioners voted unanimously to provide funds to help Wallsburg construct an emergency services garage. The Town already has \$15,000 for the metal building, which Commissioner Moroni Besendorfer said is expected to cost between \$25,000 and \$27,000.

The three-bay building is being constructed on a lot owned by the town. It will house the County's old ambulance and a farmer wild-

land fire truck, which can be used for first responses until County firefighting and medical equipment can respond to emergencies. EMT's living in Wallsburg will respond in the ambulance, but local firefighters will have to be trained.

Besendorfer said the County will have to "juggle" some funds to help with the building, but that it is important for the equipment to be properly protected. He said the county also needs to help other developments, scattered in remote areas around the County, with first response emergency equipment and facilities.

Recreational

Surveys

An intern from Brigham Young University, Tony Millward, has been hired to determine the County's recreational needs and make recommendations, sponsored

Wasatch County studies sewage disposal, treatment

25 OCT 1989

By SONNI SCHWINN
Heber City Correspondent

HEBER CITY — The Wasatch County Commission is studying some preliminary proposals for planning sewage disposal and treatment for all the public and private development around the Jordanelle Reservoir. They said they would decide by next Monday whether or not to appoint a steering committee to study the problems and recommend solutions.

Bob Mathis, county planner, recommended the committee and suggested that all the Jordanelle developers and the State Division of Parks and Recreation be represented. They would study and identify alternatives for disposing of sewage without any on-site sewage disposal in the reservoir area.

Mathis said the developers should define the parameters of a sewage disposal plan and determine among themselves what would be fair. He said he was prepared to recommend members for the committee, and that anyone who is interested in participating should contact the commission.

At the county's insistence, the Jordanelle State Park Master Plan includes sewer lines in almost all park facilities, and the county is further insisting that all private developments install sewer lines. However, Mathis pointed out that each proposed development has individual problems to consider and different construction schedules that must be met.

The commissioners said they wanted to study the issues, consult

al project, on the west side of the reservoir, recently reached an agreement for the project to transport Mayflower's sewage to the Heber treatment plant. Steve Noyes, representing the Bureau of Reclamation, which will build a State Park in the area, said the plan is for the park to hook onto Mayflower's trunkline and share the costs.

Walter Baker, manager of the construction assistance section for the State Bureau of Water Pollution Control, said other Jordanelle developments might also use the treatment plants at Snyderville and Francis.

He explained that this is the last year grant money is available, but the Federal government provides funds for the State to make loans, for up to 20 years at interest rates from zero to the market rate. Since the county will not contribute tax money for private development, there would have to be a formal commitment from the developers, possibly through a special service district, to repay any loans.

First the county must "lay down a blueprint," Baker told the commission. That would include about the same steps as have been required for grants, including studying alternatives, water quality and environmental protection, determining the most cost effective alternative, identifying the players, and estimating costs.

He said since there is no political organization in the area yet, the most logical approach would be for

Commission OKs study of waste plan

11-15-89

By SONNI SCHWINN
Herald Correspondent

HEBER CITY — The Wasatch County Commission has given approval to advertise for bids for a study of the Jordanelle Basin and preparing a preliminary plan for management of waste water in the basin.

Walt Baker, of the State Bureau of Water Pollution Control, described the county's participation as a "catalyst" and said no county funds would be required for the study. He said the U.S. Bureau of Reclamation has "manifested an interest in providing the up front monies for this planning."

He said it would be premature for the contract to include design and construction because neither private nor public development plans in the Jordanelle area are not well enough defined yet. He said he was calling a meeting with the Bureau, the State Division of Parks and Recreation, and the Wasatch County planner to discuss "where we go from here."

The commissioners said they would discuss the matter further next Monday.

with the county attorney, and decide what their own role should be before taking any action. But they also recognized the urgency of deciding on a plan because some developers expect to begin building by next spring.

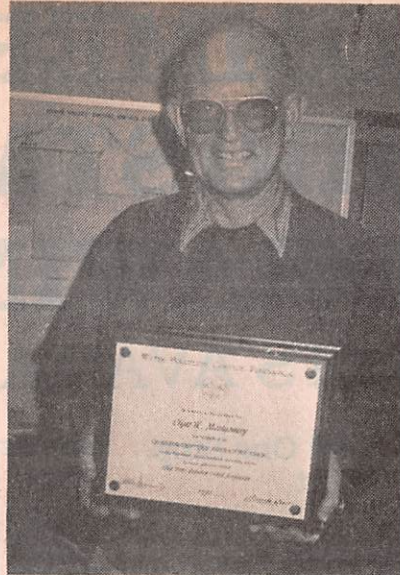
County officials particularly want to avoid any type of septic tanks in the area, which could set a precedent for others who would prefer on-site solutions for their sewage problems.

The Heber District and the developers of the Mayflower Recreation-

the county to initiate the planning process. That would include hiring an engineer, for as much as \$50,000 or more, until the users make a formal commitment and organize a committee to steer the operation and repay the initial costs. The idea is for the county to act as a catalyst, Baker said.

The Bureau is only willing to pay for the State Park's share of any studies, engineering, or construction. But its share would be immediately available so the work could begin, Noyes said.

Heber Valley Sewer Plant Director Recognized For Service



Clyde Montgomery

The first person in Utah to be inducted into the national Water Pollution Control Federation's prestigious Quarter Century Operators' Club is Clyde Montgomery, superintendent of the Heber Valley sewage disposal plant.

He received a plaque honoring him for "rendering pioneering service in water pollution control", presented by the Utah Water Pollution Control Association during its

bi-annual meeting in Salt Lake City, Oct. 30.

At least 25 years of service in water pollution control is required in order to be selected as a member of the club. For ten of those years a person must be directly involved in the operation of a plant.

Clyde has operated the Heber Valley facility, recognized as an innovative plant, since it went into operation in August 1981. The facility was awarded the state title "Outstanding Lagoon System in 1984" by the state organization.

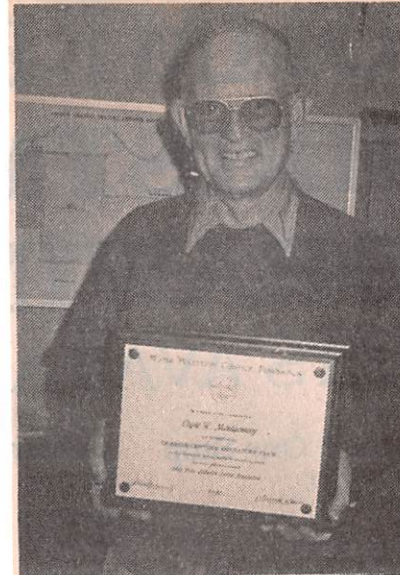
Before that Clyde supervised the Heber City sewage treatment plant for 14 years, during which time he was recognized by the organization as the "Outstanding Operator for 1974". In addition, as a Heber City Councilman he was responsible for the plant for two terms.

He said moving from the Heber City plant to the new plant was "like dying and going to Heaven."

The Heber Valley facility is quiet and odorless, even on hot days, and Clyde plants petunias around the buildings every spring. He said even professionals in wastewater treatment have mistaken the lagoons for culinary water storage reservoirs.

11-7-90

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